

File No. 40977

DECLARATION AND POWER OF ATTORNEY

As below-named inventors, we hereby declare that our residences, post office addresses and citizenship are as stated below next to our names; we believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled, **HYBRID YEAST-BACTERIA CLONING SYSTEM AND USES THEREOF**, described in the specification filed in the U.S. Patent and Trademark Office on 7 February 2001 and assigned Serial No. 09/762,476.

We hereby state that we reviewed and understand the contents of the above-identified specification, including the claims.

We acknowledge the duty to disclose information which is material to the examination of the instant application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

We hereby claim priority benefits under Title 35, United States Code §119, §172 or §365 of any foreign application for patent or inventor's certificate, of any PCT international application designating at least one country other than the United States of America or of any provisional application listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT international application designating at least one country other than the United States of America filed by us on the same subject matter having a filing date before that of the application on which priority is claimed:

Prior Foreign Applications

Application No.	Country	Date Filed	Priority Claimed
<u>US00/15588</u>	<u>WIPO</u>	<u>7 June 2000</u>	<u>Yes</u>
<u>60/137,974</u>	<u>U.S.</u>	<u>7 June 1999</u>	<u>Yes</u>

We hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

<u>09/484,830</u>	<u>18 January 2000</u>	<u>Pending</u>
<u>09/409,577</u>	<u>30 September 1999</u>	<u>Pending</u>
(Application No.)	(Filing Date)	(Status: patented, pending, abandoned)

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that the statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued therefrom.

We hereby appoint David S. Abrams, Reg. No. 22,576; Robert H. Berdo, Reg. No. 19,415; Alfred N. Goodman, Reg. No. 26,458; Mark S. Biele, Reg. No. 28,770; John E. Holmes, Reg. No. 29,392; Lance G. Johnston, Reg. No. 32,531; Dean H. Nakamura, Reg. No. 33,981; Garrett V. Davis, Reg. No. 31,023; Joseph J. Buczynski, Reg. 35,804; and Stacey J. Longenecker, Reg. 33,952 all of **ROYLANCE ABRAMS, BERDO & GOODMAN, L.L.P.** WHOSE ADDRESS IS **1308 19TH STREET, SUITE 600, WASHINGTON, DC 20036**, TELEPHONE NUMBER (202) 659-8076, my attorneys and/or agents with full power of substitution and

09762476-092701

U.S. Ser. No. 09/762,476
Filed 7 February 2001

revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

PLEASE DIRECT ALL CORRESPONDENCE AND TELEPHONE CALLS TO DEAN H. NAKAMURA AT THE ABOVE ADDRESS AND TELEPHONE NUMBER.

1 - 00 Full Name of First Inventor: Michael Meader
Inventor's Signature: [Signature]
Date of Signature: Sept. 26, 2001
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Country of Citizenship: United States

Full Name of Second Inventor: Mitchell Finer
Inventor's Signature: _____
Date of Signature: _____
Residence Address: 21 Oakhaven, Woodside, CA 94062
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ROYALTY ABRAMS

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over to 2nd DEC

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Att

John Hettel

File No. 48977

DECLARATION AND POWER OF ATTORNEY

As below-named inventors, we hereby declare that our residences, post office addresses and citizenship are as stated below next to our names; we believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled, HYBRID YEAST-BACTERIA CLONING SYSTEM AND USES THEREOF, described in the specification filed in the U.S. Patent and Trademark Office on 7 February 2001 and assigned Serial No. 09/762,476.

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Prior Foreign Applications

Application No.	Country	Date Filed	Priority Claimed
1/50075588	WIPO	7 June 2000	Yes
60/137,974	U.S.	7 June 1999	Yes

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09/489,577	30 September 1999	Pending
(Application No.)	(Filing Date)	(Status: patented, pending, abandoned)

We hereby declare that all statements made herein of our own knowledge are true and that all statements made as information and belief are believed to be true; and further that the statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued therefrom.

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Full Name of First
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2 - 00 Full Name of Second
Inventor:

Mitchell Finer

Inventor's Signature:

Date of Signature:

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